

WILLIAM J. ARLAND, III*
JAMES A. ASKEW*

*ALSO LICENSED IN COLORADO

LAW OFFICES OF
ARLAND & ASKEW
A PROFESSIONAL ASSOCIATION
201 THIRD STREET, N.W.
SUITE 1920
ALBUQUERQUE, NEW MEXICO

RECORDATION NO. 21526 FILED

JUL 23 '98

10:58 AM

MAILING ADDRESS:
POST OFFICE BOX 2208
ALBUQUERQUE, NM 87103

E-MAIL ADDRESS: ARLADSKE@NM.NET

TELEPHONE:
(505) 248-1414

FACSIMILE:
(505) 248-1108

July 15, 1998

PLEASE REFER TO:

01900/060

Secretary
Surface Transportation Board
Washington, DC 20423

Re: Recording of Financing Statement

Dear Secretary:

Enclosed for recording pursuant to Section 11303 of Title 49 of the U.S. Code is an original and a certified copy of a California UCC-1 Financing Statement, a primary document, dated April 28, 1998. I have also enclosed a check in the amount of \$130.00 for the \$26.00 recording fee for this document and the four other documents included in this package.

The names and addresses of the parties to the document are as follows:

Lender: First National Bank of Farmington
100 East Broadway
Post Office Box 4540
Farmington, New Mexico 87499-4540

Borrower: Consolidated Oil & Transportation Company, Inc.
6565 S. Dayton, Suite 3600
Englewood, CO 80111

A description of the equipment covered by the document follows:

Twenty-eight (28) 23,500 gallon, coiled and insulated railroad tanks cars: Identification numbers AMRX 101, AMRX 102, AMRX 103, AMRX 104, AMRX 105, AMRX 106, AMRX 107, AMRX 108, AMRX 109, AMRX 110, AMRX 111, AMRX 112, AMRX 113, AMRX 114, AMRX 115, AMRX 116, AMRX 117, AMRX 118, AMRX 119, AMRX 120, AMRX 121, AMRX 122, AMRX 123, AMRX 124, AMRX 125, AMRX 126, AMRX 127, AMRX 128.

Secretary
Surface Transportation Board
July 15, 1998
Page 2

A short summary of the documents to appear in the index follows:

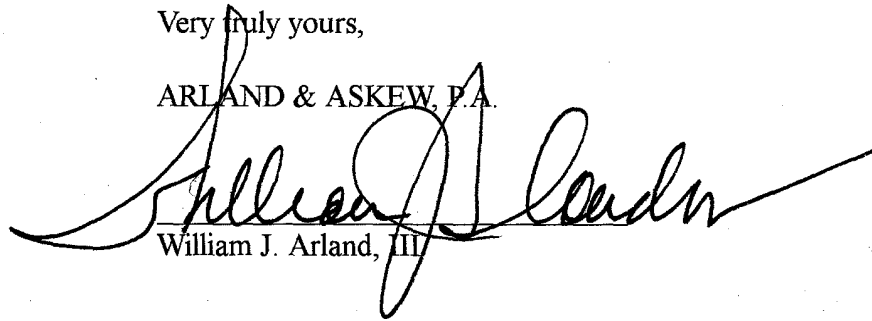
California UCC-1 Financing Statement between First National Bank of Farmington, Post Office Box 4540, Farmington, New Mexico 87401, Lender and Consolidated Oil & Transportation Company, Inc., 6565 S. Dayton, Suite 3600, Englewood, CO 80111, Borrower, dated April 28, 1998 and covering twenty-eight (28) 23,500 gallon, coiled and insulated railroad tanks cars: Identification numbers AMRX 101, AMRX 102, AMRX 103, AMRX 104, AMRX 105, AMRX 106, AMRX 107, AMRX 108, AMRX 109, AMRX 110, AMRX 111, AMRX 112, AMRX 113, AMRX 114, AMRX 115, AMRX 116, AMRX 117, AMRX 118, AMRX 119, AMRX 120, AMRX 121, AMRX 122, AMRX 123, AMRX 124, AMRX 125, AMRX 126, AMRX 127, AMRX 128.

Please return the originals and any extra copies not needed by the Board for recordation in the envelope provided.

If you should have any questions or require anything further, please do not hesitate to contact me.

Very truly yours,

ARLAND & ASKEW, P.A.

A large, stylized handwritten signature in black ink, appearing to read 'William J. Arland, III', is written over the typed name and firm name.

William J. Arland, III

WJA:kps
Enclosures

cc: Mr. Bill LeGrand

STATE OF CALIFORNIA
UNIFORM COMMERCIAL CODE - FINANCING STATEMENT - FORM UCC-1

RECORDATION NO. 21526 FILED

This financing Statement is presented for filing and will remain effective, with certain exceptions, for 5 years from the date of filing, pursuant to Section 9403 of the California Uniform Commercial Code.

1998

10-58 AM

1. DEBTOR CONSOLIDATED OIL & TRANSPORTATION COMPANY, INC.		1A. SOCIAL SECURITY OR FEDERAL TAX NO. 841248377	
1B. MAILING ADDRESS 6565 S. DAYTON, SUITE 3600		1C. CITY, STATE ENGLEWOOD, CO	1D. ZIP CODE 80111
2. ADDITIONAL DEBTOR		2A. SOCIAL SECURITY OR FEDERAL TAX NO.	
2B. MAILING ADDRESS		2C. CITY, STATE	2D. ZIP CODE
3. DEBTOR'S TRADE NAMES OR STYLES		3A. FEDERAL TAX NUMBER	
4. SECURED PARTY FIRST NATIONAL BANK OF FARMINGTON P. O. BOX 4540 100 EAST BROADWAY FARMINGTON, NM 87499-4540		4A. FEDERAL TAX NO. 85-0036428	
5. ASSIGNEE OF SECURED PARTY		5A. FEDERAL TAX NO.	

6. This FINANCING STATEMENT covers the following type of property:

Inventory, any and all interest in accounts, accounts receivable, contract rights, instruments, monies and claims for monies due and to become due to Grantor, all proceeds of the rights including all accounts receivable arising from Grantor's performance of such assigned contracts, any and all mechanic's and materialmen's liens hereafter filed by Grantor against any party to any contract with Grantor with respect to any monies now due or hereafter to become due, and products and proceeds thereof, and general intangibles now in existence or to be acquired or owned during the term hereof and proceeds of accounts, accounts receivable, contract rights, instruments, and products and proceeds thereof, whether specifically assigned and pledged or not, whether now in existence and which at any time hereafter come into existence or may be acquired or owned and proceeds thereof, in any form. Equipment, including but not limited to twenty-eight (28) railroad tank cars as more particularly described on Exhibit "A"; whether any of the foregoing is owned now or acquired later; all accessions, additions, replacements, and substitutions relating to any of the foregoing; all records of any kind relating to any of the foregoing; all proceeds relating to any of the foregoing (including insurance, general intangibles and accounts proceeds)..

7A. ☒ PRODUCTS OF COLLATERAL ARE ALSO COVERED

7B. DEBTOR(S) SIGNATURE NOT REQUIRED IN ACCORDANCE WITH INSTRUCTION 5(a) ITEM:

☐ (1) ☐ (2) ☐ (3) ☐ (4)

8. ☐ DEBTOR IS A "TRANSMITTING UTILITY" IN ACCORDANCE WITH UCC SECTION 9105 (1) (n)

9. DATE: 04-28-1998

SIGNATURE(S) OF DEBTOR(S)

JAMES L. HEBERT, PRESIDENT and THOMAS W. WOOD, SECRETARY/TREASURER

SIGNATURE(S) OF SECURED PARTY(IES)

FIRST NATIONAL BANK OF FARMINGTON

11. Return copy to:

FIRST NATIONAL BANK OF FARMINGTON
P. O. BOX 4540
100 EAST BROADWAY
FARMINGTON, NM 87499-4540

(1) FILING OFFICER COPY

FORM UCC-1

10. THIS SPACE FOR USE OF FILING OFFICER
(DATE, TIME, FILE NUMBER AND FILING OFFICER)

9817060529



FILED
SACRAMENTO, CA
JUN 17, 1998 AT 0800

BILL JONES
SECRETARY OF STATE

EXHIBIT "A"

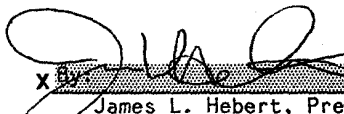
Borrower: Consolidated Oil &
Transportation Company,
Inc. (TIN: 841248377)
6565 S. Dayton, Suite 3600
Englewood, CO 80111

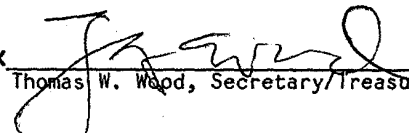
Lender: First National Bank of Farmington
P. O. Box 4540
100 East Broadway
Farmington, NM 87499-4540

This EXHIBIT "A" is attached to and by this reference is made a part of each Security Agreement, Agreement to Provide Insurance and UCC-1 Financing Statement dated April 28, 1998, and executed in connection with a loan or other financial accommodations between First National Bank of Farmington and Consolidated Oil & Transportation Company, Inc..

Twenty-eight (28) 23,500 gallon, coiled and insulated railroad tanks cars: Identification numbers: AMRX 101, AMRX 102, AMRX 103, AMRX 104, AMRX 105, AMRX 106, AMRX 107, AMRX 108, AMRX 109, AMRX 110, AMRX 111, AMRX 112, AMRX 113, AMRX 114, AMRX 115, AMRX 116, AMRX 117, AMRX 118, AMRX 119, AMRX 120, AMRX 121, AMRX 122, AMRX 123, AMRX 124, AMRX 125, AMRX 126, AMRX 127, AMRX 128

THIS EXHIBIT "A" IS EXECUTED ON APRIL 28, 1998.

X 
James L. Hebert, President
))))))

X 
Thomas W. Wood, Secretary/Treasurer

LENDER:

First National Bank of Farmington

By: 
Authorized Officer

9817060529

STATE OF CALIFORNIA

SECRETARY OF STATE

Uniform Commercial Code Division

RECORDATION NO 21526 FILED

BILLING STATEMENT

JUL 23 '98

10-58 AM

UCC SEARCH INC ATTN DOROTHY H PTACEK
POB 9315
SANTA FE, NM 87504 - 9315

REQUEST NO: 98188-R-0048

AS REQUESTED ON JULY 02, 1998 ENCLOSED IS THE INFORMATION FOR:

CONSOLIDATED OIL & TRANSPORTATION COMPANY, INC.

SPECIAL HANDLING \$	
CERTIFICATE	
FACE PAGES	1.00
ATTACH PAGES	0.50
OTHER	
CERTIFY	
COMPARE COPY	

TOTAL FEE	\$	1.50
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PAID TO DATE		1.50
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BALANCE DUE \$	0.00
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DETACH AND RETURN THIS PORTION OF THE BILL WITH YOUR PAYMENT

REQUEST NO: 98188-R-0048

TOTAL BALANCE DUE: \$ 0.00

AMOUNT ENCLOSED : _____

OFFICE OF THE SECRETARY OF STATE
UNIFORM COMMERCIAL CODE DIVISION
P.O. BOX 942835
SACRAMENTO, CA 94235-0001